

IN THE DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

DEFENDANT'S CERTIFICATION OF COMPLIANCE
WITH LOCAL RULE 16.1(D)(3)

Defendant hereby certifies, pursuant to Local Rule 16.1(D)(3), that he has conferred with counsel on the following:

1. establishing a budget for the costs of conducting the full course, and various alternatives, of this litigation; and,
2. to consider the resolution of litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

ANTHONY J. PRINCIPI, Secretary,
Veterans' Affairs

By his attorney,

By: /s/Edward B. Carney (per consent-BHS)
Edward B. Carney, Esq.
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By his attorney,
MICHAEL J. SULLIVAN
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By: /s/Barbara Healy Smith
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December 1, 2004